

GOVERNMENT OF ANDHRA PRADESH  
ABSTRACT

PUBLIC SERVICES – Prohibition & Excise Department – Allegation of corruption against Sri Mohd. Jahangir, Prohibition and Excise Sub-Inspector, Shadnagar, Mahaboobnagar District (Retired) – Prosecution accorded – Charge Sheet filed – Convicted by the Addl. Special Judge for ACB Cases, Hyderabad – Dismissed from service – Criminal Appeal filed – Acquitted by the Hon'ble High Court of Andhra Pradesh – Punishment rescinded – Orders – Issued.

-----

REVENUE (VIG.V) DEPARTMENT

**G.O. Rt. No. 620**

**Dated:23.04.2011.**

Read the following:-

- 1) DC P&E, Hyderabad Division Proc. Cr.No.A1/3673/97, dt.18.07.1997.
- 2) DC P&E, Mahabubnagar Division Proc. Cr.No.A1/3011/2001, dt.12.06.2001.
- 3) D.G., ACB Lr. No.105/RCT-HMR/97, dt.19.02.1998.
- 4) G.O. Ms. No.472, Revenue (Vig.V) Deptt., dt.28.08.2006.
- 5) Judgement dt.09.11.2004 in C.C.No.17/98 of Addl. Special Judge for ACB Cases, Hyderabad.
- 6) DC P&E, Hyderabad Division Proc. On Cr.No.A3/1065/2000/DCH, dt.04.02.2005.
- 7) Hon'ble High Court of A.P., Judgment, dt.09.11.2011 in CrI. Appeal Nos.2438 & 2521 of 2004.
- 8) From the D.G., ACB RC.No.105/RCT-HMR/1997, DT.20.01.2012.

-o0o-

**ORDER:**

In the reference 1<sup>st</sup> read above, the Deputy Commissioner of Prohibition & Excise, Hyderabad Division has kept Sri Mohd. Jahangir, formerly Prohibition & Excise Sub-Inspector, Shadnagar, Mahabubnagar District, under suspension from 23.07.1997, as he was trapped by the ACB Authorities and his detention was exceeded more than 48 hours.

2) In the reference 2<sup>nd</sup> read above, he was reinstated into service on 12.06.2001.

3) In the reference 3<sup>rd</sup> read above, the ACB Authorities have submitted final report on the trap case registered against the individual and recommended for prosecution of the Accused Officers in a Court of Law.

4) In the reference 4<sup>th</sup> read above, sanction was accorded to prosecute the Accused Officer in a court of law and accordingly, the ACB Authorities have filed charge sheet in the Court of the Addl. Special Judge for SPE & ACB Cases, Hyderabad.

5) In the reference 5<sup>th</sup> read above, the Additional Special Judge for SPE & ACB Cases, Hyderabad pronounced judgement convicting the Accused Officer under section 248 (2) Cr.P.C. founding the Accused Officer guilty for the offences under section 7 and 13 (1) (d) read with section 13 (2) of P.C. Act.

6) In the reference 6<sup>th</sup> read above, the Accused Officer was dismissed from service by the Deputy Commissioner of Prohibition & Excise, Hyderabad Division, Hyderabad under Rule 25 of APCS (CCA) Rules, 1991.

7) Aggrieved by the judgement of the Court of Addl. Special Judge for SPE & ACB Cases, Hyderabad, the Accused officer has approached the Hon'ble High Court of Andhra Pradesh by filing Criminal Appeal.

8) In the reference 7<sup>th</sup> read above, the Hon'ble High Court of Andhra Pradesh acquitted him by setting aside the orders of the Hon'ble Addl. Special Judge for SPE & ACB Cases, Hyderabad.

P.T.O.

::2::

9) In the reference 8<sup>th</sup> read above, the Director General, Anti Corruption Bureau is of the opinion that it is not fit case to prefer an appeal before Supreme Court of India against the orders of High Court, dt.09.11.2011 in W.A. No.2438 and 2521 of 2011.

10) After careful examination of the matter in detail, Government hereby decided that further action be dropped in the matter. The Deputy Commissioner of Prohibition & Excise, Hyderabad is requested to rescind the order issued in the reference 6<sup>th</sup> read above against Sri Mohd. Jahangir, Prohibition & Excise Sub-Inspector (Retd.) and to reinstate him into service with effect from the date of his dismissal i.e., on 04.02.2005 and to keep him under deemed suspension from that date till to his superannuation on 31.07.2009 and to treat his suspension period from 23.07.1997 to 11.06.2001 and deemed suspension from 04.02.2005 to 31.07.2009 as "not on duty". He will be entitled to subsistence allowance during the period and the period shall count towards notional increment, pay/pension fixation, leave, promotion, etc.,

11) The Commissioner of Prohibition & Excise, A.P., Hyderabad shall take necessary action accordingly.

( BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH )

ASUTOSH MISHRA  
PRINCIPAL SECRETARY TO GOVERNMENT

To

Sri Mohd. Jahangir, Prohibition & Excise Sub-Inspector (Retd.)

Through: The Commissioner of Prohibition & Excise,  
A.P., Hyderabad.

The Commissioner of Prohibition & Excise, A.P., Hyderabad.

The Deputy Commissioner of Prohibition & Excise, Hyderabad Division,  
Hyderabad.

The Director General, Anti Corruption Bureau, A.P., Hyderabad.

Copy to:-

The District Treasury Officer, Mahabubnagar.

The Director of Treasuries & Accounts, A.P., Hyderabad.

The Accountant General, A.P., Hyderabad.

File.

// FORWARDED :: BY ORDER //

SECTION OFFICER